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KMART CORPORATION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

JOCELYN DAVIS,

Plaintiff,

v.

KMART HOLDING COMPANY, a
corporation dba KMART and dba KMART
SUPERSTORES, and DOES ONE
THROUGH TWENTY, inclusive,

Defendants.

CASE NO. C 04 0632 WDB

E-Filing Case

**STIPULATION AND ~~PROPOSED~~
ORDER EXTENDING EXPERT
DISCOVERY CUT-OFF AND
DEADLINE FOR EXCHANGE OF
EXPERT REPORTS**

Plaintiff Jocelyn Davis ("Plaintiff") and Defendant Kmart Corporation ("Defendant"), by
and through their undersigned counsel of record, hereby stipulate and agree to the following:

1. The Court's Pre-Trial Order set August 2, 2005 as the deadline for disclosure of
expert witnesses, if any, and the exchange of expert reports, if any.

2. The Court, *sua sponte*, reset the deadline for disclosing experts and exchanging
expert reports to August 11, 2005.

4. Neither party is certain at this point if it wants to retain the services of an expert in this case. Both parties are in agreement, however, that they do not want to incur the cost of preparing an expert report in this matter unless it is absolutely necessary to do so.

WHEREFORE, the parties hereby stipulate and agree that the deadlines for expert discovery and the exchange of expert reports be extended to September 16, 2005.

MOORE AND MOORE

Attorneys for Plaintiff
JOCELYN DAVIS

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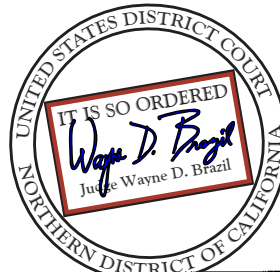
Attorneys for Defendant
K MART CORPORATION

ORDER

Pursuant to stipulation, it is so ordered that having reviewed the parties' request to change the deadline for completion of expert discovery and the exchange of expert reports, the Court orders that:

1. The deadline for completion of expert discovery shall be extended to September 16, 2005.

2. The deadline for the exchange of expert reports shall also be extended to September 16, 2005.



DATED: August 5, 2005

The Honorable Wayne D. Brazil
United States Magistrate Judge